

use weapons of mass destruction against other nations and its own people.

(9) Since the current Iraqi regime has demonstrated its continuing hostility toward, and willingness to attack, the United States, including by attempting in 1993 to assassinate former President Bush and by firing on many thousands of occasions on United States and Coalition Armed Forces engaged in enforcing the resolutions of the United Nations Security Council.

(10) Since members of al Qaida, an organization bearing responsibility for attacks on the United States, its citizens, and interests, including the attacks that occurred on September 11, 2001, are known to be in Iraq.

(11) Since Iraq continues to aid and harbor other international terrorist organizations, including organizations that threaten the lives and safety of American citizens.

(12) Since the attacks on the United States of September 11, 2001, underscored the gravity of the threat posed by the acquisition of weapons of mass destruction by international terrorist organizations.

(13) Since Iraq's demonstrated capability and willingness to use weapons of mass destruction, the risk that the current Iraqi regime will either employ those weapons to launch a surprise attack against the United States or its Armed Forces or provide them to international terrorists who would do so, and the extreme magnitude of harm that would result to the United States and its citizens from such an attack, combine to justify action by the United States to defend itself.

(14) Since United Nations Security Council Resolution 678 authorizes the use of all necessary means to enforce United Nations Security Council Resolution 660 and subsequent relevant resolutions and to compel Iraq to cease certain activities that threaten international peace and security, including the development of weapons of mass destruction and refusal or obstruction of United Nations weapons inspections in violation of United Nations Security Council Resolution 687, repression of its civilian population in violation of United Nations Security Council Resolution 688, and threatening its neighbors or United Nations operations in Iraq in violation of United Nations Security Council Resolution 949.

(15) Since Congress in the Authorization of Use of Military Force Against Iraq Resolution (Public Law 102-1) has authorized the President "to use United States Armed Forces pursuant to United Nations Security Council Resolution 678 (1990) in order to achieve implementation of Security Council Resolutions 660, 661, 662, 664, 665, 666, 667, 669, 670, 674, and 677".

(16) Since in December 1991, Congress expressed its sense that it "supports the use of all necessary means to achieve the goals of United Nations Security Council Resolution 687 as being consistent with the Authorization of Use of Military Force Against Iraq Resolution (Public Law 102-1)," that Iraq's repression of its civilian population violates United Nations Security Council Resolution 688 and "constitutes a continuing threat to the peace, security, and stability of the Persian Gulf region," and that Congress, "supports the use of all necessary means to achieve the goals of United Nations Security Council Resolution 688".

(17) Since the Iraq Liberation Act (Public Law 105-338) expressed the sense of Congress that it should be the policy of the United States to support efforts to remove from power the current Iraqi regime and promote the emergence of a democratic government to replace that regime.

(18) Since on September 12, 2002, President Bush committed the United States to "work with the United Nations Security Council to

meet our common challenge" posed by Iraq and to "work for the necessary resolutions," while also making clear that "the Security Council resolutions will be enforced, and the just demands of peace and security will be met, or action will be unavoidable".

(19) Since the United States is determined to prosecute the war on terrorism and Iraq's ongoing support for international terrorist groups combined with its development of weapons of mass destruction in direct violation of its obligations under the 1991 ceasefire and other United Nations Security Council resolutions make clear that it is in the national security interests of the United States and in furtherance of the war on terrorism that all relevant United Nations Security Council resolutions be enforced, including through the use of force if necessary.

(20) Since Congress has taken steps to pursue vigorously the war on terrorism through the provision of authorities and funding requested by the President to take the necessary actions against international terrorists and terrorist organizations, including those nations, organizations or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001, or harbored such persons or organizations.

(21) Since the President and Congress are determined to continue to take all appropriate actions against international terrorists and terrorist organizations, including those nations, organizations or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001, or harbored such persons or organizations.

(22) Since the President has authority under the Constitution to take action in order to deter and prevent acts of international terrorism against the United States, as Congress recognized in the joint resolution on Authorization for Use of Military Force (Public Law 107-40).

(23) Since Congress, under the Constitution, has the sole authority to declare war.

### SEC. 3. SUPPORT FOR UNITED STATES DIPLOMATIC EFFORTS.

The Congress of the United States supports the efforts by the President to—

(1) strictly enforce through the United Nations Security Council all relevant Security Council resolutions applicable to Iraq and encourages him in those efforts; and

(2) obtain prompt and decisive action by the Security Council to ensure that Iraq abandons its strategy of delay, evasion, and noncompliance and promptly and strictly complies with all relevant Security Council resolutions.

### SEC. 4. AUTHORIZATION FOR USE OF UNITED STATES ARMED FORCES.

(a) AUTHORIZATION.—The President is designated by the Constitution as the Commander in Chief, and is empowered to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to defend the national security of the United States against an imminent threat posed by Iraq.

(b) PREPARATION.—Congress urges the President, as Commander in Chief, to undertake all steps necessary to prepare the Armed Forces of the United States for use against Iraq, if reliance by the United States on further diplomatic or peaceful means alone either—

(1) will not adequately protect the national security of the United States against the continuing threat posed by Iraq; or

(2) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq.

### SEC. 5. ADJOURNMENT.

The One Hundred Seventh Congress shall, upon adjournment sine die, adjourn condi-

tionally, to reconvene immediately if the President requests a declaration of war to be voted upon.

## NOTICES OF HEARINGS/MEETINGS

### COMMITTEE ON INDIAN AFFAIRS

Mr. INOUE. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, October 10, 2002, at 11:00 a.m. in Room 485 of the Russell Senate Office Building to conduct a Hearing on S. 2986, a bill to provide for and approve the settlement of certain land claims of the Bay Mills Indian Community, Michigan.

Those wishing additional information may contact the Indian Affairs Committee at 224-2251.

## AUTHORITY FOR COMMITTEES TO MEET

### COMMITTEE ON ARMED SERVICES

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on Wednesday, October 9, 2002, at 9:30 a.m. in Executive Session to discuss pending military nominations.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON FINANCE

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Wednesday, October 9, 2002, at 10:00 a.m., to hear testimony on "The Financial War on Terrorism: New Money Trails Present Fresh Challenges."

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON FOREIGN RELATIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, October 9, 2002, at 10 a.m., to hold a nomination hearing.

### Agenda

Nominees: The Honorable John R. Hamilton, of North Carolina, to be Ambassador to the Republic of Guatemala; Mr. John F. Keane, of Virginia, to be Ambassador to the Republic of Paraguay; and the Honorable David N. Greenlee, of Maryland, to be Ambassador to the Republic of Bolivia.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON FOREIGN RELATIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, October 9, 2002, at 10:15 a.m., to hold a hearing on 10 +10 over 10.

### Agenda

### Witnesses

Panel 1: The Honorable John R. Bolton, Under Secretary for Arms Control and International Security Affairs, Department of State, Washington, DC.

Panel 2: Representative from the Department of State; Representative from the Department of Defense; Representative from the Department of Energy; and Representative from the Department of Treasury.

Panel 3: Mr. Kenneth Luongo, Executive Director, The Russian-American Nuclear Security Advisory Council, Princeton, NJ.

Additional witnesses to be announced.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON HEALTH, EDUCATION, LABOR,  
AND PENSIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet in Executive Session after the first floor vote of the day during the session of the Senate on Wednesday, October 9, 2002, in SC-216. The committee will consider the nomination of Mark B. McClellan, of District of Columbia, to be Commissioner of Food and Drugs, Department of Health and Human Services.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON INDIAN AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Wednesday, October 9, 2002, at 10 a.m., in room 485 of the Russell Senate Office Building to conduct a hearing on S. 2694, the Thomasina E. Jordan Indian Tribes of Virginia Federal Recognition Act of 2002.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON THE JUDICIARY

Mr. REID. Mr. President, I ask unanimous consent that the Senate Committee on the Judiciary Subcommittee on Technology, Terrorism and Government Information be authorized to meet to conduct a hearing on "Tools Against Terror: How the Administration is Implementing New Laws in the Fight to Protect Our Homeland" on Wednesday, October 9, 2002, at 10 a.m., in room 226 of the Dirksen Senate Office Building.

Witness list

Panel I: Glenn Fine, Inspector General, Department of Justice; Alice Fisher, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and Dennis Lormel, Chief, Financial Crimes Section, Federal Bureau of Investigation.

Panel II: Scott Hastings, Associate Commissioner for the Office of Information Resources Management, Immigration and Naturalization Service; Michael Cronin, Assistant Commissioner for Inspections, Immigration and Naturalization Service; Steven Edson, Acting Deputy Assistant Secretary of State for Visas, Department of State; and Benjamin Wu, Under Secretary for Technology, Department of Commerce.

The PRESIDING OFFICER. Without objection, it is so ordered.

SELECT COMMITTEE ON INTELLIGENCE

Mr. REID. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Wednesday, October 9, 2002, at 9:30 a.m., to hold an open hearing on the nomination of Scott M. Miller to be General Counsel at the Central Intelligence Agency.

The PRESIDING OFFICER. Without objection, it is so ordered.

SELECT COMMITTEE ON INTELLIGENCE

Mr. REID. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Wednesday, October 9, 2002, at 2 p.m., to hold a closed hearing with the House Permanent Select Committee on Intelligence concerning the joint inquiry into the events of September 11, 2001.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON TRANSPORTATION

Mr. REID. Mr. President, I ask unanimous consent that the Subcommittee on Housing and Transportation of the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on Wednesday, October 9, 2002, at 2:30 p.m., to conduct an oversight hearing on "Affordable Housing Preservation."

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGES OF THE FLOOR

Mr. REID. Madam President, I ask unanimous consent that Rich Verma be granted access to the floor during the consideration of S.J. Res. 45.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. DASCHLE. Mr. President, I ask unanimous consent that Ed Danielson, a fellow in the office of Senator REED of Rhode Island, be granted floor privileges during the debate on S.J. Res. 45.

The PRESIDING OFFICER. Without objection, it is so ordered.

NOTICE

REGISTRATION OF MASS  
MAILINGS

The filing date for 2002 third quarter mass mailings is October 25, 2002. If your office did no mass mailings during this period, please submit a form that states "none."

Mass mailing registrations, or negative reports, should be submitted to the Senate Office of Public Records, 232 Hart Building, Washington, DC 20510-7116.

The Public Records office will be open from 8 a.m. to 6 p.m. on the filing date to accept these filings. For further information, please contact the Public Records office at (202) 224-0322.

48 HOUR NOTIFICATIONS

The Office of Public Records will be open on three successive Saturdays and Sundays from 12 noon until 4 p.m. for the purpose of accepting 48 hour notifications of contributions required by the Federal Election Campaign Act, as amended. The dates are October 19th and 20th, October 26th and 27th, November 2nd and 3rd. All principal campaign committees supporting Senate candidates in 2002 must notify the Secretary of the Senate regarding contributions of \$1,000 or more if received after the 20th day, but more than 48 hours before the day of the general election. The 48 hour notifications may also be transmitted by facsimile machine. The Office of Public Records FAX number is (202) 224-1851.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider Executive Calendar No. 10, the 1997 amendment to the Montreal Protocol; that the amendment be advanced through its parliamentary stages up to and including the presentation of the resolution of ratification, and that the Senate now vote on the resolution of ratification.

The PRESIDING OFFICER. Without objection, it is so ordered.

The question is on agreeing to the resolution.

All of those in favor will rise and stand until counted. (After a pause.) Those opposed will rise and stand until counted.

In the opinion of the Chair, two-thirds of the Senators present and voting having voted in the affirmative, the resolution is agreed to.

The resolution of ratification reads as follows:

*Resolved, (two-thirds of the Senators present concurring therein),*

That the Senate advise and consent to the ratification of the Amendment to the Montreal Protocol on Substances that Deplete the Ozone Layer, Adopted at Montreal on September 15-17, 1997, by the Ninth Meeting of the Parties to the Montreal Protocol (Treaty Doc. 106-10).

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to Executive Calendar No. 11, the amendment to the Montreal Protocol—the Beijing amendment—that amendment be advanced through its parliamentary stages up to and including the presentation of the resolution of ratification, and the Senate now vote on the resolution of ratification.

The PRESIDING OFFICER. Without objection, it is so ordered.

The question is on agreeing to the resolution.

All those in favor of the resolution will rise and stand until counted. (After a pause.) Those opposed will rise and stand until counted.